Announcement of Personnel of Mysore University Senate.

Mr. SPEAKER (The Hon'ble Sri V. Venkatappa).—As the number of candidates to the Senate of the University of Mysore is equal to the number of Members to be elected, I declare the following candidates as elected to the Senate of the University of Mysore :—

1. Sri C. R. Basappa.
2. Sri T. Hanumiah.
3. Sri B. Hutche Gowda.
4. Sri M. N. Jois.
5. Sri M. Madiah.
6. Janab Mahomed Hanief.
7. Srimathi M. Ratnamma Isaac.
8. Sri K. Sampangi Ramiah.
9. Sri L. Siddappa.
10. Sri K. Subba Rao.
11. Sri H. K. Veeranna Gowdh.
12. Sri G. Veerappa.

Mr. SPEAKER (The Hon'ble Sri V. Venkatappa).—The Hon'ble Chief Minister.

Special Resolution *re* : Directive by the President under Article 371 of the Constitution.

***The Hon'ble Sri K. CHENGALARAYA REDDY** (Chief Minister).—Mr. Speaker, I am thankful to the Chair for the permission given to me to bring to the notice of this Hon'ble House a matter of very profound and vital importance to the State. I consider it my bounden duty to immediately bring it to the notice of this Hon'ble House. I do not propose to make any statement, Sir, but I propose to read out to this Hon'ble House a communication received by us from the Government of India yesterday.

The communication relates to Criminal Case No. 1284 of 1950-51 in the Court of the First Class Magistrate, Civil Station, Bangalore—Government *Vs.* L. S Raju and others. It is as follows :—

"The Government of India have given serious consideration to the position arising out of the orders passed by the First Class Magistrate at Bangalore in the above case, in which he has framed charges against the accused persons and committed them to the Court of Sessions at Bangalore for trial. These charges include 'being members of an unlawful assembly with the common object of murdering the Hon'ble Sari P. Medappa, the Chief Justice of Mysore and attempting to do so by administering poison to him.' The Government of India have been receiving various representations from the accused persons praying for a transfer of the case to a criminal court outside the State.

2. In the course of discussion with the Hon'ble the Chief Minister and certain other Ministers of Mysore from time to time, it was made clear to them that, having regard to all the circumstances of the case, it would not be desirable to have the case tried by a Court in Mysore State and that it is necessary that steps should be taken under Section 527 of the Code of Criminal Procedure to have it transferred to a Court outside the State As an alternative, the possibility of a Session Judge being brought from outside especially for the trial was also discussed These Ministers undertook to have the advice given by the Government of India considered at a meeting of their Council.

3. The Mysore Government have now declined to adopt either course and the President is, therefore, constrained to act under Article 371 of the Constitution of India In view of the representations made by the accused and having regard to all the circumstances of the prosecution, the President has come to the conclusion that it is necessary to transfer this case to a Criminal Court subordinate to a High Court other than that of Mysore, in order to promote the ends of justice and to dispel any apprehension in the mind of the accused persons that they will not otherwise have the benefit of a fair and impartial trial The President therefore in exercise of the powers conferred by Article 371 hereby directs that the Government of Mysore shall, in accordance with the provisions of Section 527 of the Code of Criminal Procedure 1898, take steps for the transfer of this case to a court of Session in the State of Bombay or of Madras as they may consider appropriate.

I am to request that the receipt of this letter may kindly be acknowledged and that this Ministry be kept informed of all action taken in compliance with the above direction as and when it is taken."

Since this is a directive under Article 371 of the Constitution given by the President to the Government of Mysore, I thought that it was my bounden duty to bring it to the notice of this Hon'ble House at the earliest possible moment. Beyond that I do not propose to make any further submission at this stage. I know that the State Government is giving its most earnest and serious consideration to this matter.

Sri L. SIDDAPPA (Shimoga District General).—So the Hon'ble Minister will be making a further statement on this matter later, because he says that

*Indicates speeches or other remarks not returned approved by Hon'ble Members concerned.